

JOSEPH P. RUSSONIELLO (CSBN 44332)
 United States Attorney
 JOANN SWANSON (CSBN 88143)
 Chief, Civil Division
 CHARLES M. O'CONNOR (CSBN 56320)
 Assistant United States Attorney

450 Golden Gate Avenue, 9th Floor
 P.O. Box 36055
 San Francisco, CA 94102
 415-436-7180

Attorneys for the Defendants

**THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

ROHNERT PARK CITIZENS TO ENFORCE
 CEQA, and DOES 1 through 5, inclusive

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
 TRANSPORTATION, FEDERAL HIGHWAY
 ADMINISTRATION, and DOES 6 through 10,
 inclusive,

Defendants.

Civil No. 07-04607 TEH

**STIPULATION TO CONTINUE
 BRIEFING SCHEDULE**

ORDER

~~(Proposed)~~

Hearing Date: December 8, 2008
 Time: 10:00 a.m.

The parties' cross motions for summary judgment ("MSJ") are scheduled for hearing on December 8, 2008, and the remaining briefing schedule is currently set as follows:

- Defendant's brief in support of MSJ and opposition to Plaintiff's MSJ is due October 14, 2008
- Plaintiff's brief in opposition to Defendant's MSJ and reply is due October 27, 2008
- Defendant's reply brief is due November 3, 2007.

The parties hereby request that the briefing schedule be extended six days for Defendants brief in support of MSJ and one week for the other briefs, so that the revised briefing schedule would be as follows:

- Defendant's brief in support of MSJ and opposition to Plaintiff's MSJ is due October 20, 2008
- Plaintiff's brief in opposition to Defendant's MSJ and reply is due November 3, 2008
- Defendant's reply brief is due November 10, 2007.

1 The parties do not request a change in the hearing date for the motions, and if the revised
2 briefing schedule is approved by the Court, the hearing date will not be affected and will remain
3 as set for December 8, 2008. Therefore, the parties' request to extend the briefing schedule will
4 not delay the ultimate resolution of this matter.

5 No prior extensions of the briefing schedule were requested or granted in this matter.

6 IT IS HEREBY STIPULATED by and between the parties that the current briefing
7 schedule may be amended, as follows:

- 8 - Defendant's brief in support of MSJ and opposition to Plaintiff's MSJ is due October 20, 2008
9 - Plaintiff's brief in opposition to Defendant's MSJ and reply is due November 3, 2008
10 - Defendant's reply brief is due November 10, 2007.

11 Dated: October 14, 2008

Respectfully submitted,

Law Office of Rose M. Zoia

14 /s/
ROSE M. ZOIA

Attorney for Plaintiff

17 Dated: October 14, 2008

JOSEPH P. RUSSONIELLO
United States Attorney

20 /s/
CHARLES M. O'CONNOR
Assistant United States Attorney

Attorneys for the United States

23 ORDER

24 IT IS SO ORDERED,

26 Dated: October 14, 2008

27 THELTON E.
United States District Judge
28 Judge Thelton E. Henderson



STIPULATION TO CONTINUE BRIEFING SCHEDULE
Civil No. 07-04607 TEH